

441—28.3 (222,230) Evidence of legal settlement. The supporting evidence for determination of an individual's legal settlement shall include all available information used to make a determination of legal settlement as defined in Iowa Code sections 252.16 and 252.17.

28.3(1) Supporting evidence shall include, but need not be limited to:

- a.* The current and former addresses of the individual, including the dates for the period when the individual resided at each address;
- b.* The individual's current services and service history, including the name and location of the provider and the dates when services were received;
- c.* The history of addresses and services received by the individual's custodial parent or guardian (when the individual takes the legal settlement of the custodial parent or guardian as defined in Iowa Code section 252.16);
- d.* Copies of any court orders affecting a minor individual's custody or guardianship; and
- e.* Any other information needed to make a determination of legal settlement.

28.3(2) Copies of the following forms may be submitted as supporting evidence, if properly completed:

- a.* Form 470-3439, Legal Settlement Worksheet.
- b.* A county central point of coordination application.
- c.* Form 470-4160, Notice of Court Action on Mental Health Hospitalization.

28.3(3) If a county asserts that an individual's legal settlement is unknown so that the individual is deemed a state case, the county that makes the assertion shall provide documentation of all attempts made by the county to ascertain the facts necessary to make a legal settlement determination. Documentation shall include:

- a.* Information about each person contacted during the investigation, including the person's name, address, telephone number, and E-mail address if available;
- b.* The information obtained during the investigation; and
- c.* Identification of the person conducting the investigation.

This rule is intended to implement Iowa Code sections 222.50, 222.60 to 222.79, 230.1 to 230.6, 230.10, and 230.11.